

REMARKS

The Office Action notes that the drawings filed on March 6, 2002 were objected to by the Examiner; but no reason was given for the objection. The present application is a continuation of US 6,364,580 and the drawings submitted with the present application were those in the parent application. Therefore, it is not known what the objection is based upon. Applicants therefore request an explanation.

Claim 37 was rejected under 35 U.S.C. § 112, first paragraph. Applicants respectfully disagree. As shown in FIG. 5, the measuring device is formed as part of tray 30 which is slidably received in the handle portion and which includes electrical contacts 46 that engage electrical contacts 48 to provide electrical communication. In view of the referred to figures and the description provided in the specification (see para. 22 and 26 of 2002/0110431), Applicants contend that the claimed power tool could be made by one skilled in the art, without undue experimentation. Therefore, Applicants respectfully request withdrawal of the rejection.

Claims 39, 41, 43, and 44 were rejected as being indefinite. These claims have been amended and Applicants respectfully request withdrawal of the rejection.

Claims 27, 28, 30-33, 35, 36, 38-40, 42, 44, 45, 47, 49-53, and 55 were rejected as being anticipated by either of Wolf, Lee, or Funakubo. Applicants respectfully traverse in view of the presently amended claims. Support for the amendments can be found at least in the Figures. The present claims require a battery engaged with power supply end or the handle such that a portion of the battery is perpendicular to the handle or handle axis or parallel to the tool axis. None of the cited art remotely suggests or

teaches the present combination and therefore, the present claims are neither anticipated nor obvious in view of the cited art.

Claims 56-68 were rejected as being obvious in view of Wolf and either Nelson or Chang, alone or in further combination with Balzano. Applicants respectfully traverse. None of the cited art shows the arrangement of the housing, handle, battery, measuring (or detecting) device and cavity as required by the claims. In fact, none of the cited art shows a cavity integrally formed on a surface of the power tool, as required by the claims. Moreover, none of the cited art shows or teaches the arrangement now set forth in new claims 69 and 70. Therefore, the cited art cannot render obvious the present claims.

Applicants believe that all the claims are in condition to be allowed and respectfully request the same. If, for any reason, the Examiner feels that the above amendments and remarks do not put the claims in condition for allowance, the undersigned attorney can be reached at (312) 321-4276 to resolve any remaining issues.

Respectfully submitted,



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